

The collection of this information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. **SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.**

**INFORMATION DISCLOSURE
STATEMENT**

| | |
|------------------------|------------------------------|
| Application Number | 09/657,446 |
| Filing Date | 09/08/2000 |
| First Named Inventor | David E. Edgren |
| Title | Extended Release Dosage Form |
| Art Unit | 1615 |
| Confirmation Number | 1540 |
| Examiner Name | Blessing M. Fubara |
| Attorney Docket Number | ARC 2762C1 |

Applicant submits:

- ☒ References listed on the attached form PTO 1449*.
- ☒ Copies of the references are enclosed (U.S. patents/applications omitted if filing date is after June 30, 2003).
- ☒ A copy of a communication from a foreign patent office in a counterpart application is enclosed.
- ☐ English language version of foreign search report indicating degree of relevance is enclosed.
- ☐ Under 35 USC 120, this application relies on the earlier filing date of application serial number _____, filed on _____. The following references were submitted to and/or cited by the Office in the prior application and, therefore, are not provided in this application.
- _____
- _____
- _____
- _____
- _____

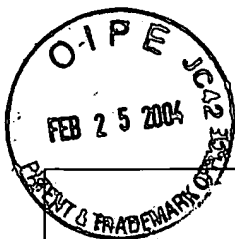
This statement is being filed:

- ☐ with the application.
- ☐ within three months of the filing date of the application.
- ☐ before the receipt of a first Office Action on the merits.
- ☒ after a first Office Action on the merits, but before receipt of a final Office Action or a Notice of Allowance.
- ☒ I, the undersigned, hereby certify that each item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, the communication being dated **December 2, 2003**, which is not more than three months prior to filing of this statement.
- ☐ after a first Office Action on the merits, but before receipt of a final Office Action or a Notice of Allowance.
- ☐ Late submission fee \$ _____ under 37 CFR 1.17(p) is enclosed.
- ☐ after a final Office Action or a Notice of Allowance, but before payment of the issue fee. I, the undersigned, hereby certify that each item of information in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, the communication being dated _____, which is not more than three months prior to filing this statement. Applicant hereby petitions under CFR 1.97(d) for this statement to be considered.
- ☐ Submission fee \$ _____ under 37 CFR 1.17(p) is enclosed.
- ☐ Please apply any additional charges or credits to Deposit Account No. _____.

SIGNATURE OF Applicant, Attorney, or Agent

| | | | |
|-----------|------------------------|------------------|--------------|
| Name | Adenike A. Adewuya | Registration No. | 42,254 |
| Signature | <i>Adenike Adewuya</i> | | |
| Date | 2/23/2004 | Telephone | 281-477-3450 |

☐ *Total of _____ form PTO-1449 are submitted.



DEWIPAT No. 30.014.11.US
UNITED STATES PATENT AND TRADEMARK OFFICE

**INFORMATION DISCLOSURE
CITATION
(MODIFIED FORM PTO-1449)**

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|-------------------------------------------------------------------------|---|----|---|------------------------|------------------------------|
| INFORMATION DISCLOSURE CITATION (MODIFIED FORM PTO-1449) | | | | Application Number | 09/657,446 |
| | | | | Filing Date | 09/08/2000 |
| | | | | First Named Inventor | David E. Edgren |
| | | | | Title | Extended Release Dosage Form |
| | | | | Art Unit | 1615 |
| | | | | Confirmation Number | 1540 |
| | | | | Examiner Name | Blessing M. Fubara |
| Sheet | 1 | of | 1 | Attorney Docket Number | ARC 2762C1 |

U.S. PATENT DOCUMENTS

| Examiner Initials | Cite No. | Document Number | Publication Date | Applicant/Patentee |
|-------------------|----------|-----------------|------------------|--------------------|
| | D1 | US-4008719 | 02-22-1977 | Theeuwes et al. |
| | D2 | US-4716041 | 12-29-1987 | Kjørnaes et al. |
| | D3 | US-5472712 | 12-05-1995 | Oshlack et al. |
| | D4 | US-5916595 | 06-29-1999 | Chen et al. |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials | Cite No. | Document Number | Publication Date | Applicant/Patentee | T |
|-------------------|----------|-----------------|------------------|--------------------|---|
| | D5 | EP-0621032 | 10-26-1994 | Ciba-Geigy AG | |
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NON-PATENT LITERATURE DOCUMENTS

| Examiner Initials | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T |
|-------------------|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|
| | D6 | European Search Report on European Patent Application No. EP-03021410 mailed 12/2/2003 | |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. The collection of this information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. **SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.**